

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

-
WRIT PETITION No.3504 of 2006

DATED: 04-04-2006

Between:

G.Shankar Rao

. . .Petitioner

And

The Commissioner for Cooperation, Hyd
and others

. . .Respondents

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

-
WRIT PETITION No.3504 of 2006

-

ORDER:

The petitioner, who is one of the shareholders of the 5th respondent bank, along with other shareholders submitted a representation to respondents 1 to 4 on 25-05-2005 pointing out certain irregularities in functioning of the bank. Pursuant to the same, the 3rd respondent issued a notice to the petitioner and also others to appear before him on 10-06-2005 along with necessary evidence on the allegations levelled against the Managing Committee. Accordingly, they have appeared and placed necessary material before him. Complaining that no action has been taken by the respondents on the representation made by the petitioner along with others nor completed the enquiry into the misdeeds of the Managing Committee, this writ petition is filed.

The 5th respondent filed a counter-affidavit stating that pursuant to the representation made by the petitioner, the Cooperative Sub-Registrar, office of the Divisional Cooperative Officer, Tenali, was appointed to enquire into the allegations made in the said representation. Accordingly, the petitioner and one Sri A.Ramakrishna attended the enquiry on 10-06-2005 and the Enquiry Officer recorded their statements. The President and the Directors of the 5th respondent bank including the Secretary, who is under suspension, made their statements before the Enquiry Officer. After recording the statements of all concerned, the Enquiry Officer submitted his report on 22-08-2005 to the 4th respondent herein. The petitioner and Mr. A.Ramakrishna are supporters of the Secretary viz., K.V.Anjaneyulu, who is under suspension. They were provoked by Mr.K.V.Anjaneyulu to file the said representation to get the pressure on the Committee for his

reinstatement.

Heard the learned counsel for the petitioner, the learned Assistant Government Pleader for Cooperation and also the learned counsel for the 5th respondent.

The learned Assistant Government Pleader for Cooperation is unable to say as to whether any further action was taken on the report submitted by the Enquiry Officer, whereas the learned counsel for the 5th respondent submits that upon the representation made by the petitioner and others, disciplinary action was initiated against the said Mr. K.V.Anjaneyulu. In view of the same, no cause survives in the writ petition.

Once the Enquiry Officer submitted a report, the Divisional Cooperative Officer is under an obligation to take appropriate action against the persons, who were found guilty during the course of enquiry. The Divisional Cooperative Officer shall communicate the action that was taken on the basis of the enquiry report, to the petitioner.

With the above observation, the writ petition is dismissed. There shall be no order as to costs.

(A.GOPAL REDDY, J)

4th APRIL, 2006.

kvni